REMARKS

Applicant has reviewed this Application in light of the Office Action dated June 25, 2009 ("*Office Action*"). In the *Office Action*, the Examiner rejects Claims 1-27. Applicant traverses the rejections and requests reconsideration and allowance of all pending claims.

Section 103 Rejections

The *Office Action* rejects Claims 1-4, 7-11, 14-18, and 21-27 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,691,165 issued to Bruck et al ("*Bruck*") and further in view of U.S. Patent Application Publication No. 2003/0005039 issued to Craddock et al. ("*Craddock*"). The *Office Action* rejects Claims 5-6, 12-13, and 19-20 under 35 U.S.C. § 103(a) as being unpatentable over *Bruck* and *Craddock*, and further in view of U.S. Patent Publication No. 2003/0154112 issued to Neiman et al ("*Neiman*"). Applicant traverses the rejections and respectfully requests reconsideration and allowance of Claims 1-27.

The *Office Action* fails to support the rejection of Claim 1 because the *Bruck-Craddock* combination fails to disclose, teach, or suggest, expressly or inherently, each element recited in Claim 1. For example, the *Bruck-Craddock* combination fails to disclose, teach, or suggest "communicating at least some of the graphical elements for display to a user, the display presenting at least one job space within at least one virtual cluster of nodes, the job space dynamically allocated to complete at least one job" as recited in Claim 1. The *Office Action* relies on *Bruck* with respect to this portion of Claim 1. (*Office Action*, p. 3). *Bruck* generally discloses a load balancing server system. (*Bruck*, Abstract). In particular, the cited portions of *Bruck* disclose a screen area showing the "status of a single machine in the distributed server cluster", "four virtual IP addresses for the machine being monitored", and "the current byte traffic load being handled by the machine." (*Bruck*, col. 19, ll. 57-60; col. 20, ll. 7-10; col. 20, ll. 47-49). However, merely displaying IP traffic loads for virtual IP addresses of a single machine does not disclose, teach, or suggest a display "presenting *at least one job space* within at least one *virtual cluster of nodes*" as recited in Claim 1. (Emphasis added). Furthermore, merely displaying IP traffic loads of a single machine does not disclose, teach, or suggest "communicating at least some of the graphical elements for display to a user, the display presenting at least one job space within at least one virtual cluster of nodes, the job space dynamically allocated to complete at least one job" as recited

in Claim 1. The cited portion of *Craddock* fails to cure this deficiency of *Bruck*. Accordingly, the *Bruck-Craddock* combination fails to disclose, teach, or suggest each element of Claim 1. For at least this reason, Applicant respectfully requests reconsideration and allowance of Claim 1. For reasons analogous to those stated above with respect to Claim 1, Applicant respectfully requests reconsideration and allowance of Claims 8, 15, and 25-27.

Claims 2-7, 9-14, and 16-24 depend from independent Claims 1, 8, and 15 shown above to be allowable. In addition, these claims recite further elements that are not taught, suggested, or disclosed by the cited references. For example, the *Office Action* fails to support the rejection of Claim 2 because the *Bruck-Craddock* combination fails to disclose, teach, or suggest, expressly or inherently, "wherein the display presents at least two job spaces within the at least one virtual cluster, each job space allocated to respective jobs" as recited in Claim 2. As shown above, the cited portions of *Bruck* merely disclose displaying IP traffic loads of a single machine. (*Bruck*, col. 19, ll. 57-60; col. 20, ll. 7-10; col. 20, ll. 47-49). However, displaying IP traffic loads of a single machine does not disclose, teach, or suggest "wherein the display presents at least two job spaces within the at least one virtual cluster, each job space allocated to respective jobs" as recited in Claim 2. Accordingly, *Bruck* fails to disclose, teach, or suggest each element of Claim 2. The cited portion of *Craddock* fails to cure this deficiency of *Bruck*. For at least the foregoing reasons, Applicant respectfully requests reconsideration and allowance of Claims 2-7, 9-14, and 16-24.

No Waiver

All of Applicant's arguments and amendments are without prejudice or disclaimer. By not responding to additional statements made by the Examiner, Applicant does not acquiesce to the Examiner's additional statements. The example distinctions discussed by Applicant are sufficient to overcome the rejections.
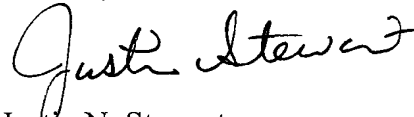
CONCLUSION

Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons and for other reasons clearly apparent, Applicant respectfully requests reconsideration and full allowance of all pending claims.

If the Examiner feels that a telephone conference would advance prosecution of this application in any manner, the Examiner is invited to contact Justin N. Stewart, Attorney for Applicant, at the Examiner's convenience at (214) 953-6755.

Applicant believes that no fees are due. However, the Commissioner is hereby authorized to charge any fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

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